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8 Attorneys For: Plaintiff and Counter-Defendant
9 SKANSKA USA BUILDING, INC.

FILED

JUL 01 2005

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 SKANSKA USA BUILDING, INC., a Delaware corporation,

13 CASE NO. CIV. S-05-537 GEB GGH

14 STIPULATION TO RESCHEDULE THE HEARING DATE ON THE MOTION FOR SUMMARY ADJUDICATION, OR IN THE ALTERNATIVE, FOR PRELIMINARY INJUNCTION; [PROPOSED ORDER]

15 Plaintiff,

16 v.

17 ROGERS-QUINN CONSTRUCTION, INC., a California corporation,

18 Defendant.

19 ROGERS-QUINN CONSTRUCTION, INC., a California corporation,

20 Counter-Claimant,

21 v.

22 SKANSKA USA BUILDING, INC., a Delaware corporation,

23 Counter-Defendant.

24 Plaintiff and counter-defendant SKANSKA USA BUILDING, INC. ("SKANSKA"), and defendant and counter-claimant ROGERS-QUINN CONSTRUCTION, INC. ("RQC"), through their attorneys of record respectfully request that this Court reschedule SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For Preliminary Injunction currently set for July 28, 2005 to August 1, 2005. The reason for this request is that counsel for

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1 SKANSKA will be on vacation, which vacation was scheduled before the Court continued the
2 hearing on this motion from June 27, 2005 to July 18, 2005. In furtherance of this request, the
3 parties hereby stipulate to the following:
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5

6 **IT IS HEREBY STIPULATED** by and between the parties hereto, through their
7 respective counsel of record, that the parties agree, subject to the Court's approval, to continue
8 the hearing on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
9 Preliminary Injunction to August 1, 2005, at 9:00 a.m., in Court Room 10, in Sacramento.

10 **IT IS SO STIPULATED.**
11

12 Dated: June 28, 2005
13

14 GORDON & REES
15

16 By S. Mitchell Kaplan
17

18 S. MITCHELL KAPLAN
19 Attorneys for Plaintiff and Counter-Defendant
20 SKANSKA USA BUILDING, INC.
21

22 Dated: June 29, 2005
23

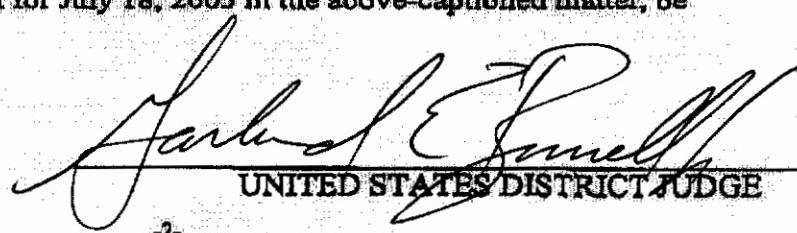
24 MUSICK, PEELER & GARRETT
25

26 By Gerard Snolin, Jr.
27

28 Attorneys for Defendant and Counter-Claimant
ROGERS-QUINN CONSTRUCTION, INC.
29

30 IT IS HEREBY ORDERED, and GOOD CAUSE having been shown, that the
31 hearing date on SKANSKA'S Motion For Summary Adjudication, Or In The Alternative, For
32 Preliminary Injunction currently set for July 18, 2005 in the above-captioned matter, be
33 rescheduled to August 1, 2005.
34

35 Dated: 6-29-05
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37 
38 UNITED STATES DISTRICT JUDGE
39